

IFW



Applicant : Pilarski et al
Serial No. : 10/672,399
Filed : 09/25/2003
Page : 1 of 1

Attorney's Docket No: 05-013

Attorney's Docket 05-13

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Pilarski et al
Serial No. : 10/672,399
Filed : 09/25/2003
Title : CANCER MONITORING AND THERAPEUTICS
Art Unit : 1642
Examiner : Lei Yao, PhD

Mail Stop Amendment

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO NOTICE TO FILE CORRECTED PAPERS

This Response to Notice to File Corrected Application papers is made in light of the notice dated November 24, 2008.

The Figures 3A and 3B, as presented in the November 24 Notice, are complete, in particular there is no unintentional truncation of the graphs.

The diligence of the Examiner is greatly appreciated, regardless.

Respectfully submitted,

Date: January 21, 2009

Craig K Sherburne
Reg. No. 57,018

Craig K Sherburne Professional Corporation
#236, 6030 – 88 Street
Edmonton, Alberta
Canada T6E 6G4
Tel: 780-914-0980
Fax: 780-989-0980



UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents
United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450
www.uspto.gov

Serial No. : 10672399
Applicant : Pilarski
Filing Date : 9/25/03
Date of Notice : 11/24/08

NOTICE TO FILE CORRECTED APPLICATION PAPERS

Notice of Allowance Mailed

This application has been accorded an Allowance Date and is being prepared for issuance. The application, however, is incomplete for the reasons below.

Applicant is given 2 months from the date of this Notice within which to correct the informalities indicated below. If the informality pertains to the abstract, specification (including claims) or drawings, the informality must be corrected with an amendment in compliance with 37 CFR 1.121 (or, if the application is a reissue application, 37 CFR 1.173). Such an amendment may be filed after payment of the issue fee if limited to correction of informalities noted herein. See Waiver of 37 CFR 1.312 for Documents Required by the Office of Patent Publication, 1280 Off. Gaz. Patent Office 918 (March 23, 2004). In addition, if the informality is not corrected until after payment of the issue fee, for purposes of 35 U.S.C. 154(b)(1)(iv), "all outstanding requirements" will be considered to have been satisfied when the informality has been corrected. A failure to reply will result in the application being ABANDONED. This period for reply is NOT extendable under 37 CFR 1.136(a).

The drawing sheet filed Sept. 3, 2008, submitted in response to the Notice to File Corrected Application Papers mailed July 11, 2008, does not show the correct Figs. 3A and 3B for this application. Copies of Figs. 3A and 3B filed June 23, 2004 are attached. In these figures, all the graphs appear to be truncated at their right edges. Corrected drawings are required, unless the graphs are complete as is, in which case applicant must respond, so stating.

*A copy of this notice **MUST** be returned with the reply. Please address response to
"Mail Stop Issue Fee, Commissioner for Patents,
P.O. Box 1450, Alexandria, VA 22313-1450".*

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.

/Don Fairchild/
Don Fairchild
Office of Data Management
Phone: 703-308-9250, ext. 126